



Water Supply District of Acton

693 MASSACHUSETTS AVENUE
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January 4, 2011

Mr. Douglas Maccone, Manager
Assabet Sand, LLC
16 Knox Trail
Acton, MA 01720

Dear Mr. Maccone:

In the interest of bringing Assabet Sand & Gravel's encroachment onto Acton Water District land off High Street to a conclusion, I have contacted the Massachusetts Department of Environmental Protection (MA DEP), the primacy agency that regulates all public water suppliers in the state of Massachusetts. The singular issue that has been of primary concern all along, is the conduct of Assabet Sand & Gravel operations on the District's property, which is in the Zone I, the 400-foot radius, surrounding two operating groundwater sources, Assabet 1A and 2A.

I believe that the District has afforded you a significant amount of latitude on this issue, and has done an adequate amount of research on the conditions, and the history of the site. We truly appreciate your openness, and willingness to supply us with pertinent records and documentation during this process. As you are aware, the District enlisted the assistance of environmental experts from Stantec Consultants of Westford, MA, as they have done engineering work for us in the past, and are familiar with the aquifer conditions at the Assabet well site. I have received a recommendation from them, and have enclosed a copy of the Stantec letter for your information and review. As you can see based on this letter, and, furthermore, based on information from Marielle Stone, Drinking Water Chief, MA DEP Central Regional Office, there is no arrangement by which the current conditions can continue to exist. Therefore, I must require that you remove the existing encroachment from the District's property forthwith and restore the premises to its natural state.

Please contact me with a plan and timeline to accomplish this within the next thirty days.
Thank you for your cooperation.

Respectfully,

Chris Allen
District Manager

Encl.—Stantec letter dated November 10, 2010

CC—Mary Bassett Esq., District counsel
Matt Mostoller, Environmental Compliance Manager
Scott Mutch, Town of Acton Zoning Enforcement Officer